

[Counsel Listed on Signature Pages]

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

In re JDS UNIPHASE CORPORATION
SECURITIES LITIGATION

This Document Relates To:

ALL ACTIONS

Master File No. C-02-1486 CW (EDL)

**STIPULATION AND ~~PROPOSED~~
ORDER SETTING BRIEFING
SCHEDULE FOR MOTION TO COMPEL
FACT DISCOVERY**

1 WHEREAS, on May 18, 2006, the Court entered an Order establishing pretrial and
2 trial deadlines;

3 WHEREAS, the Order establishes a deposition deadline of December 1, 2006;

4 WHEREAS, the parties, through their counsel of record, stipulated, and the Court, on
5 October 6, 2006, ordered, that any motion to compel fact discovery must be filed by
6 December 12, 2006;

7 WHEREAS, in order to accommodate work and holiday schedules;

8 IT IS HEREBY STIPULATED by and between the parties, through their counsel of
9 record, that the briefing schedule for motion to compel shall be set as follows:

- 10 • Any motion to compel must still be filed on or before December 12, 2006;
- 11 • Opposition briefs to any motion to compel shall be filed on or before
12 December 29, 2006;
- 13 • Reply briefs to any oppositions to any motion to compel shall be filed on or
14 before January 9, 2007;
- 15 • The hearing date for any motion to compel shall be January 23, 2007.

16
17 Dated: December 1, 2006

MORRISON & FOERSTER LLP

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19 By: /s/ Philip T. Besirof

Philip T. Besirof

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21 Attorneys for Defendants
22 JDS Uniphase Corporation, Jozef
23 Straus, Anthony R. Muller, and Charles
24 J. Abbe
25
26
27
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1 Dated: December 1, 2006

HELLER EHRMAN LLP

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3 By: /s/ Howard S. Caro
Howard S. Caro

4 Attorneys for Defendant
5 Kevin Kalkhoven

6 Dated: December 1, 2006

LABATON SUCHAROW & RUDOFF LLP

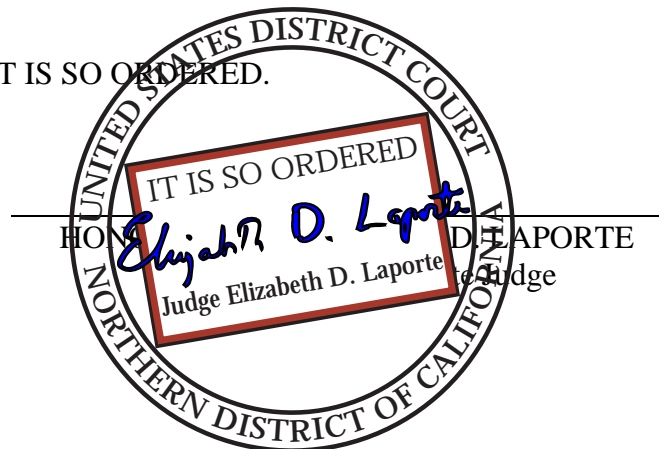
7 BERMAN DEVALERIO PEASE TABACCO
8 BURT & PUCILLO

9
10 By: /s/ Anthony J. Harwood
Anthony J. Harwood

11 Liaison Counsel for Lead Plaintiff
12 Connecticut Retirement Plans and Trust
13 Funds

14
15 PURSUANT TO STIPULATION, IT IS SO ORDERED.

16 Dated: December ⁴__, 2006



1 I, Philip T. Besirof, am the ECF User whose ID and password are being used to file
2 this Stipulation and [Proposed] Order Setting Briefing Schedule for Motion To Compel Fact
3 Discovery. In compliance with General Order 45, X.B., I hereby attest that Anthony J.
4 Harwood and Howard S. Caro have concurred in this filing.
5

6 Dated: December 1, 2006

MORRISON & FOERSTER LLP

8 By: /s/ Philip T. Besirof

9 Philip T. Besirof

10 Attorneys for Defendants
11 JDS Uniphase Corporation, Jozef
12 Straus, Anthony R. Muller, and Charles
13 J. Abbe
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